

No. 2024-1285

**UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT**

APPLE INC.,

Appellant,

v.

INTERNATIONAL TRADE COMMISSION,

Appellee,

MASIMO CORPORATION, CERCACOR LABORATORIES, INC.,

Intervenors,

On Appeal from the United States International Trade Commission
in Investigation No. 337-TA-1276

**NOTICE OF CORRECTION TO CONFIDENTIAL AND NON-
CONFIDENTIAL BRIEF FOR APPELLANT APPLE INC.**

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June 3, 2024

Attorneys for Appellant Apple Inc.

Pursuant to the Practice Note to Federal Circuit Rule 25(i), Appellant Apple Inc. (“Apple”) files this Notice of Correction to the Confidential Brief for Appellant Apple Inc. and the Non- Confidential Brief for Appellant Apple Inc., both filed April 5, 2024.

The following corrections are being made:

Location in Corrected Brief	Revision in Corrected Brief	Changed From
Volume I Cover, page ii, page 68, Volume II Cover, Certificate of Service, Certificate of Confidential Material, and Certificate of Compliance	June 3, 2024	April 5, 2024
Volume I of Non-Confidential version, Addendum Pages Appx1-Appx342	Public version of Final Initial Determination on Violation of Section 337, EDIS Doc ID 789795 (Jan. 10, 2023)	Redacted version of confidential version of Final Initial Determination on Violation of Section 337, EDIS Doc ID 787653 (Jan. 10, 2023)
Volume I of Non-Confidential version, Addendum Pages Appx360-Appx483	Public version of Commission Opinion, EDIS Doc ID 808521 (Nov. 14, 2023) Adds three redactions to Addendum Pages identified by Masimo	Redacted version of confidential version of Commission Opinion, EDIS Doc ID 807050 (Oct. 27, 2023)
Volume I of Confidential version, Addendum Page Appx426, n.45, line 2	Number highlighted	Number not highlighted

A corrected version of Apple’s confidential and non-confidential brief (with the above corrections and the designation “Corrected” on the cover) will be filed herewith electronically. No other changes to the brief have been made.

Respectfully submitted,

/s/ Mark D. Selwyn

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June 3, 2024

CERTIFICATE OF INTEREST

Counsel for Appellant Apple Inc. certifies the following:

1. Represented Entities. Fed. Cir. R. 47.4(a)(1). Provide the full names of all entities represented by undersigned counsel in this case.

Apple Inc.

2. Real Party in Interest. Fed. Cir. R. 47.4(a)(2). Provide the full names of all real parties in interest for the entities. Do not list the real parties if they are the same as the entities.

None.

3. Parent Corporations and Stockholders. Fed. Cir. R. 47.4(a)(3). Provide the full names of all parent corporations for the entities and all publicly held companies that own 10% or more stock in the entities.

None.

4. Legal Representatives. List all law firms, partners, and associates that (a) appeared for the entities in the originating court or agency or (b) are expected to appear in this court for the entities. Do not include those who have already entered an appearance in this court. Fed. Cir. R. 47.4(a)(4).

WILMER CUTLER PICKERING HALE AND DORR LLP: Brittany Blueitt Amadi, Thomas Anderson, James Bor-Zale, Alison Burton, David L. Cavanaugh, Jennifer Charlton (former), Jonathan A. Cox, Ravi Deol, Kim Do, Laura Donovan, Sydney Donovan, Michael Esch (former), Nina Garcia, Richard Goldenberg (former), David Gringer, Vikram Iyer, Brian Jacobsmeyer (former), Julius Jefferson (former), Rauvin Johl, Jennifer John (former), Joshua Lerner, James Lyons, Lauren Mandell, Courtney Merrill, Zach Nemtzow, Henry Nikogosyan, Richard W. O'Neill, Nora Q.E. Passamaneck, Allison Que, David Ross, Cristina Salcedo, Hannah Santasawatkul, Emily Scherker, Michaela P. Sewall, Labdhi Sheth, Linda Sun (former), Jose Valenzuela, Cynthia D. Vreeland, Yifan (Ivan) Wang, Amy K. Wigmore

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5. Related Cases. Other than the originating case(s) for this case, are there related or prior cases that meet the criteria under Fed. Cir. R. 47.5(a)?

☒ Yes (file separate notice; see below) ☐ No ☐ N/A (amicus/movant)

If yes, concurrently file a separate Notice of Related Case Information that complies with Fed. Cir. R. 47.5(b). Please do not duplicate information. This separate Notice must only be filed with the first Certificate of Interest or, subsequently, if information changes during the pendency of the appeal. Fed. Cir. R. 47.5(b).

Already filed.

6. Organizational Victims and Bankruptcy Cases. Provide any information required under Fed. R. App. P. 26.1(b) (organizational victims in criminal cases) and 26.1(c) (bankruptcy case debtors and trustees). Fed. Cir. R. 47.4(a)(6).

None.

Dated: June 3, 2024

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